

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

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No. 08-1693

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United States of America,	*	
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Plaintiff - Appellee,	*	
	*	Appeal from the United States
v.	*	District Court for the
	*	Western District of Arkansas.
Glenn Embry,	*	
	*	[UNPUBLISHED]
Defendant - Appellant.	*	

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Submitted: April 17, 2008  
Filed: May 7, 2008

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Before WOLLMAN, HANSEN, and MURPHY, Circuit Judges.

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PER CURIAM.

Glenn Embry appeals the district court's<sup>1</sup> denial of his motion for a reduction of his 120 month sentence for possession of crack cocaine with intent to distribute pursuant to 18 U.S.C. § 3582(c)(2). Embry's motion for a sentence reduction was based on Amendment 706 to the United States Sentencing Guidelines (U.S.S.G.) for crack cocaine which has been made retroactive under U.S.S.G. § 1B1.10, but because Embry was sentenced as a career offender under U.S.S.G. § 4B1.1 he is not eligible for a reduction under U.S.S.G. § 1B1.10 and 18 U.S.C. § 3582(c). See United States

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<sup>1</sup>The Honorable Robert T. Dawson, United States District Judge for the Western District of Arkansas.

v. Tingle, No. 08-1777 (8th Cir. May 1, 2008) (per curiam). Accordingly, we summarily affirm the order of the district court. See 8th Cir. R. 47(A)(a).

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